

WEDNESDAY, APRIL 25, 2001

THIRTY-FIRST LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Bunch.

Representative Bunch led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....99

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh – 99.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 292: Rep(s). Shepard as prime sponsor(s).

House Bill No. 234: Rep(s). Bunch as prime sponsor(s).

House Bill No. 304: Rep(s). Todd and Black as prime sponsor(s).

House Bill No. 1183: Rep(s). Bowers as prime sponsor(s).

MESSAGE FROM THE SENATE

April 24, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 179, 337, 995, 1095, 1266, 1321, 1460, 1509, 1581, 1639, 1674; also, Senate Joint Resolution(s) No(s). 151, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 178, 179, 180, 181, 182, 183, 212 and 214 for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

SIGNED

April 24, 2001

The Speaker signed the following: Senate Bill(s) No(s). 179, 337, 995, 1095, 1266, 1321, 1460, 1509, 1581, 1639, 1674; also, Senate Joint Resolution(s) No(s). 151, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 178, 179, 180, 181, 182, 183, 212 and 214.

ENROLLED BILLS

April 24, 2001

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 182, 540, 776, 1154, 1285, 1386; House Joint Resolution(s) No(s). 230, 231, 232, 233, 234, 235, 236, 264; also, House Resolution(s) No(s). 57 and 58.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

April 24, 2001

The Speaker signed the following: House Bill(s) No(s). 182, 540, 776, 1154, 1285, 1386; House Joint Resolution(s) No(s). 230, 231, 232, 233, 234, 235, 236, 264; also, House Resolution(s) No(s). 57 and 58.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 24, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 182, 540, 776, 1154, 1285, 1386; also, House Joint Resolution(s) No(s). 230, 231, 232, 233, 234, 235, 236 and 264; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK
April 25, 2001

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 182, 540, 776, 1154, 1285, 1386; also, House Joint Resolution(s) No(s). 230, 231, 232, 233, 234, 235, 236 and 264.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

REPORT OF DELAYED BILLS COMMITTEE
April 25, 2001

Pursuant to **Rule No. 77**, we the undersigned members of the Delayed Bills Committee have approved the following bill(s) to be introduced: House Bill(s) No(s). 1964, 1978, 1987 and 1991.

Jimmy Naifeh, Speaker
Gene Davidson
Steve McDaniel

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 286** -- Highway Signs - "Historic Downtown Franklin Shopping District," State Route 96 in Williamson County. by *Williams (Williamson).

House Finance, Ways and Means Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for April 26, 2001:

House Resolution No. 61 -- Memorials, Retirement - Dr. Bonnie S. Marrs. by *Patton.

House Resolution No. 63 -- Memorials, Recognition - Reverend Marlin Jaynes. by *Godsey.

House Resolution No. 64 -- Memorials, Professional Achievement - Joe W. Byrd. by *Godsey.

House Resolution No. 65 -- Memorials, Professional Achievement - Barbara Stanbridge, President and Owner of CHANGE-HRD. by *Brooks.

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House Joint Resolution No. 295 -- Memorials, Recognition - Roger Thackston family. by *Walker , *Curtiss.

House Joint Resolution No. 296 -- Memorials, Recognition - Danny Kemmer family. by *Walker , *Curtiss.

House Joint Resolution No. 297 -- Memorials, Death - George Lester Hill, Jr. by *Walker , *Curtiss.

House Joint Resolution No. 299 -- Memorials, Death - Walter Taylor. by *Mumpower.

House Joint Resolution No. 300 -- Memorials, Academic Achievement - Jennifer Diane Beckman, Salutatorian, McGavock High School. by *West.

House Joint Resolution No. 301 -- Memorials, Academic Achievement - Galen Kyle Riley, Salutatorian, Antioch High School. by *West.

House Joint Resolution No. 302 -- Memorials, Professional Achievement - Odell Foster, Shelby County Administrator of the Year. by *Pleasant, *Hargett.

House Joint Resolution No. 305 -- Memorials, Personal Occasion - John and Nedra Stephens, 50th wedding anniversary. by *Bone, *Beavers.

House Joint Resolution No. 306 -- Memorials, Sports - Lebanon Blue Devils, TSSAA Class AAA State Tournament. by *Bone, *Beavers.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 48** -- Memorials, Congress - Urges formulation of prescription drug benefit plan for Medicare. by *Jackson.

House Commerce Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 1964** -- Naming and Designating - Names Administration Building at new Tennessee Fire Service and Codes Enforcement Academy in Bedford County in honor of former Shelbyville Fire Chief Garland King. by *Phillips.

***House Bill No. 1978** -- Naming and Designating - Names fire station at new Fire Service and Codes Enforcement Academy in Bedford County in honor of Fayetteville Fire Chief Robert Strobe. by *Phillips.

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***House Bill No. 1987** -- Blount County - Authorizes any municipality in Blount County to engage in conditional or contract zoning by ordinance enacted by two-thirds vote of municipal legislative body where agreed conditions are designed to ameliorate injuries created by rezoning to surrounding property interests or to municipal interests. Amends TCA Section 13-7-201. by *Overbey, *McCord.

***House Bill No. 1991** -- Appropriations - Creates continuing appropriations to service debt for state funding board, state school bond authority, local development authority, housing development agency, and public higher education entities. Amends TCA Title 9. by *Kisber.

House Bill No. 1999 -- Kenton - Pursuant to local request, authorizes board of Kenton Special School district to levy tax, issue bonds, and construct, equip and operate school in city of Kenton. Amends TCA Chapter 84 of the Private Acts of 1947. by *Phelan, *Pinion.

House Bill No. 2000 -- Trenton - Subject to local approval, revises charter relative to date of election of Mayor and Board of Aldermen and provides for run-off election. Amends Chapter 551 of the Acts of 1903; as amended. by *Phelan.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 374** -- Insurance Companies, Agents, Brokers, Policies - Permits dental service plan corporations to keep required records by electronic means. Amends TCA Title 56, Chapter 30, Part 1. by *Cooper J. (HB1190 by *Ferguson)

***Senate Bill No. 407** -- Private Protective Services - Revises defense to carrying weapon for purpose of going armed to provide that registered private security officer or guard carrying club/baton has defense if such person has in possession certification card stating that such person has had training by certified trainer/instructor in use of club/baton. Amends TCA Section 39-17-1308. by *Jackson. (HB1097 by *West)

***Senate Bill No. 459** -- Industrial Development - Requires industrial development corporations to attach cost and benefit analysis to payment in lieu of taxes agreement and limits such waiver of such payments to 20-years duration. Amends TCA Title 5; Title 6 and Section 7-53-305. by *Rochelle. (HB876 by *Kisber)

Senate Bill No. 776 -- Motor Vehicles - Specifies that certain statutory provisions may not be cited to restrict municipality's authority and ability to regulate parking and towing of motor vehicles located within boundaries of municipality. Amends TCA Section 55-5-122. by *Henry. (*HB501 by *Odom)

Senate Bill No. 1089 -- Firearms and Ammunition - Expands Class E felony prohibiting felon convicted of crime involving force, violence, weapon, or drugs from mere possession of handgun to include all firearms. Amends TCA Title 39, Chapter 17, Part 13. by *Burks. (*HB731 by *Buck)

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***Senate Bill No. 1355** -- Firearms and Ammunition - Requires department of safety to conduct study of concealed carry permit law; such study to be completed by February, 2002. Amends TCA Title 39, Chapter 17, Part 13. by *Jackson. (HB1080 by *West)

***Senate Bill No. 1397** -- Workers' Compensation - Adds coverage for previous permanent mental disorder or condition resulting in permanent disability, in addition to present coverage for permanent physical disability, through second injury fund if worker becomes permanently and totally disabled through subsequent injury. Amends TCA Section 50-6-208. by *Haynes, *Dixon, *Trail. (HB1645 by *Turner (Shelby), *Turner (Davidson), *Jones, S., *Langster, *West, *Newton, *Briley)

***Senate Bill No. 1615** -- Pensions and Retirement Benefits - Allows supplemental retirement benefits for commissioned special revenue agents and commissioned bomb and arson investigators. Amends TCA Section 8-36-205. by *Cooper J, *McNally. (HB1510 by *Curtiss, *Windle, *Godsey)

Senate Bill No. 1643 -- Commerce and Insurance, Dept. of - Increases business fees paid to department by insurance companies, insurance agents, HMOs, and automobile club or associations. Amends Tennessee Code Title 55, Chapter 18, Part 1, and Title 56, Chapters 2, 4, 6, 14, 32, and 35. by *Atchley, *Clabough, *Henry. (*HB1366 by *Sargent)

Senate Bill No. 1688 -- Motor Vehicles - Requires department of safety, instead of revenue, to collect registration taxes, highway user fuel tax, and penalties from overweight certified weighers; requires commissioner of revenue to collect unpaid taxes or fines and retain 2 percent of amount for overhead. - TCA Sections 47-26-813, 55-4-113, 67-3-2301, 67-3-2302, 67-3-2303 and 67-3-2310. by *Burchett, *Clabough, *Cohen. (*HB1410 by *Davis (Cocke), *Ford S)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1997 -- Maryville -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 24, 2001**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **April 26, 2001**: House Bill(s) No(s). 705, 1529, 1302, 1412, 1084, 1620, 1517, 1731, 1028, 1267, 718, 1409, 452 and 1513.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **April 30, 2001**: House Bill(s) No(s). 1825, 950, 539 and 1685.

CHILDREN AND FAMILY AFFAIRS

The Children and Family Affairs Committee recommended for passage: House Bill(s) No(s). 526, House Joint Resolution(s) No(s). 210, also House Bill(s) No(s). 794 and 607 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1391 and 474 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

COMMERCE

The Commerce Committee recommended for passage: House Bill(s) No(s). 914, 1516, 1182, 1089, House Joint Resolution(s) No(s). 137; also House Bill(s) No(s). 875, 355, 843, 1686, 1490, 185, 270, 851, 838, 198 and 851 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1274, 1598, 715, 1926; also House Bill(s) No(s). 232, 1411, 1243, 1753 and House Joint Resolution(s) No(s). 34 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 1607, also House Bill(s) No(s). 135, 1846 and 832 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 1246, 1396, 619, House Joint Resolution(s) No(s). 87, also House Bill(s) No(s). 1309, 131, 869 and 864 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s). 1611. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also recommended that House Bill(s) No(s). 1311 be transmitted to the Conservation and Environment Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 991, 1189, 1289, also House Bill(s) No(s). 179, 180, 700 and 1234 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1795, 145, 890, 1492, 1235; also House Bill(s) No(s). 1691, 466 and 782 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1798, 1930, also House Bill(s) No(s). 1650, 984 and 248 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1837, 1030, 1510, 1834, 888, 889, 1342, 1833; also House Bill(s) No(s). 1838, 674, 1141, 1891 and 147 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 522 was considered, but failed to pass.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 25, 2001**, reported the following:

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Bill(s) No(s). 110 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 880, 903, 996, 1301, House Joint Resolution(s) No(s). 151, Senate Joint Resolution(s) No(s). 59, also House Bill(s) No(s). 572 and 1039 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1278, 1599, 448, 528, 251; also House Bill(s) No(s). 1921 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 1651 and 1080 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 1738, also House Bill(s) No(s). 1652, 592, 1350, 1843 and 70 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 728, House Joint Resolution(s) No(s). 96; also House Bill(s) No(s). 1928, 1126, 398, 1590, 1580, 148 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 1814, 1534, 729, also House Bill(s) No(s). 1859 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1098, 1237, 1694; also House Bill(s) No(s). 1191, 910, 1832, 1230, 1559, 775, 1914, 487, 1701, House Joint Resolution(s) No(s). 162 and 144 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CAPTION BILLS REFERRED

April 25, 2001

Pursuant to **Rule No. 47**, the following Caption Bill(s), 328 and 337 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 328 -- Local Government, General – House State and Local Government Committee

***House Bill No. 337** -- Alcoholic Beverages – House State and Local Government Committee

CONSENT CALENDAR

House Resolution No. 59 -- Memorials, Interns - Eric Manis. by *Ford S.

House Resolution No. 60 -- Memorials, Recognition - Shirley "Mama" Stokes. by *Williams (Williamson).

House Joint Resolution No. 280 -- Memorials, Academic Achievement - Stephanie Davidson, Salutatorian, Union County High School. by *Goins.

House Joint Resolution No. 281 -- Memorials, Academic Achievement - Candice Maynard, Valedictorian, Union County High School. by *Goins.

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House Joint Resolution No. 282 -- Memorials, Academic Achievement - Dustin Callahan, Valedictorian, Union County High School. by *Goins.

House Joint Resolution No. 283 -- Memorials, Sports - Marcus Horton, TSSAA Heavyweight Wrestling State Champion. by *Briley.

House Joint Resolution No. 284 -- Memorials, Professional Achievement - Turner Holdings, LLC, Quality Chekd Dairies' Halie F. Zimmerman Award. by *Naifeh.

House Joint Resolution No. 285 -- Memorials, Retirement - George Donald Earle. by *Fraleigh.

House Joint Resolution No. 287 -- Memorials, Sports - 2000-2001 Centennial High School hockey team, state champions. by *Williams (Williamson).

House Joint Resolution No. 288 -- Memorials, Academic Achievement - Elizabeth Clare Luttrell, Valedictorian, Blackman High School. by *Bittle, *Rowland, *Hood.

House Joint Resolution No. 289 -- Memorials, Academic Achievement - Jennifer Lee Esparza, Valedictorian, Blackman High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 290 -- Memorials, Academic Achievement - Matthew Srodka, Salutatorian, Blackman High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 291 -- Memorials, Academic Achievement - Amy Diane Shinkle, Valedictorian, Smyrna High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 292 -- Memorials, Recognition - Merle Kilgore. by *Ridgeway.

House Joint Resolution No. 293 -- Memorials, Personal Occasion - Sarah Elizabeth Cope, 100th birthday. by *Fraleigh.

House Joint Resolution No. 294 -- Memorials, Death - Joseph Wilmoth Rogers Lawson. by *Mumpower.

Senate Joint Resolution No. 184 -- Memorials, Academic Achievement - Andrew Michael Smith, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 185 -- Memorials, Academic Achievement - Candace Michelle Coffee, Salutatorian, East Robertson High School. by *Graves.

Senate Joint Resolution No. 186 -- Memorials, Academic Achievement - Christopher Francis Burke, Valedictorian, Hendersonville High School. by *Graves.

Senate Joint Resolution No. 187 -- Memorials, Academic Achievement - Thomas Shields Callaghan, Valedictorian, Hendersonville High School. by *Graves, *Haun, *McNally.

Senate Joint Resolution No. 188 -- Memorials, Academic Achievement - John Quentin Mantooth, Salutatorian, Jo Byrns High School. by *Graves.

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Senate Joint Resolution No. 189 -- Memorials, Academic Achievement - Daryl Wayne Yates, Valedictorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 190 -- Memorials, Academic Achievement - Brandon James Woodall, Salutatorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 191 -- Memorials, Academic Achievement - Stuart Maxie Douglas, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 192 -- Memorials, Academic Achievement - Brad Allen Leath, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 193 -- Memorials, Academic Achievement - Gary Lee Hammock, II, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 194 -- Memorials, Academic Achievement - Derrick Brian Gregory, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 195 -- Memorials, Academic Achievement - Emily Kathleen Sutherland, Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 196 -- Memorials, Academic Achievement - Lindsey Renee Arnold, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 197 -- Memorials, Academic Achievement - Colby Shannon Glidewell, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 198 -- Memorials, Academic Achievement - Stetson T. Dickerson, Salutatorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 199 -- Memorials, Academic Achievement - Jessica Rae Smith, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 200 -- Memorials, Academic Achievement - William Brian Traugher, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 201 -- Memorials, Academic Achievement - Melissa Diane Pinson, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 202 -- Memorials, Academic Achievement - Samuel Neal Deputy, Salutatorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 203 -- Memorials, Academic Achievement - Whitney R. Purcell, Valedictorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 204 -- Memorials, Academic Achievement - Berkley Margaret Voss, Salutatorian, White House High School. by *Graves.

Senate Joint Resolution No. 205 -- Memorials, Academic Achievement - Lauren Nicole Mangrum, Valedictorian, White House High School. by *Graves.

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Senate Joint Resolution No. 206 -- Memorials, Academic Achievement - Kristin Leigh Nichols, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 207 -- Memorials, Academic Achievement - Ashley Michelle Williams, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 208 -- Memorials, Retirement - Jim Jarrell. by *Trail, *Henry.

Rep. Ridgeway moved that all members voting aye on House Joint Resolution No. 284 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1183 -- Consumer Protection - Discourages deceptive sale or promotion of health-related cash discount cards or other similar items. by *Shepard, *Odom. (*SB941 by *McNally)

Rep. Shepard moved that House Bill No. 1183 be passed on third and final consideration.

Rep. West moved adoption of Consumer and Employee Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1183 by deleting the language in the printed bill in its entirety and substituting instead the following:

SECTION 1. It shall be unlawful and a violation of this act for any person to sell, market, promote, advertise or otherwise distribute any card or other purchasing mechanism or device, which is not insurance, that purports to offer discounts or access to discounts from health care providers in health-related purchases where:

(1) Such card or other purchasing mechanism or device does not expressly provide in bold and prominent type that the discounts are not insurance;

(2) Such discounts are not specifically authorized in a contract with each health care provider listed in conjunction with the card or other purchasing mechanism or device; or

(3) The discounts or access to discounts offered or the range of discounts or access to the range of discounts offered are misleading, deceptive or fraudulent, regardless of the literal wording used.

SECTION 2.

(a) Any person subject to liability under this section shall be deemed, as a matter of law, to have purposefully availed himself of the privileges of conducting activities within Tennessee, sufficient to subject the person to the personal jurisdiction of the circuit or chancery court hearing an action brought pursuant to this chapter.

(b) An action for violation of this section may be brought:

(1) In the county where the plaintiff resides;

(2) In the county where the plaintiff conducts business; or

(3) In the county where the card or other purchasing mechanism or device was sold, marketed, promoted, advertised or otherwise distributed.

(c)(1) If, in such action, the court shall find that the defendant is violating or has violated any of the provisions of this act, it shall enjoin the defendant from a continuance thereof.

(2) In addition to injunctive relief, the plaintiff in the action shall be entitled to recover from the defendant one hundred dollars (\$100) per card or other purchasing mechanism or device sold, marketed, promoted, advertised or otherwise distributed within Tennessee, or ten thousand dollars (\$10,000), whichever is greater;

(d) The remedies prescribed in the section are cumulative and in addition to the remedies prescribed in Title 47, Chapter 18, Part 1, and any other applicable criminal, civil or administrative penalties.

SECTION 3. Nothing in this act shall be construed to apply to:

(1) Eye or vision care services, glasses or contact lenses provided by an optometrist or ophthalmologist; or

(2) Discount cards provided to members of a nonprofit association as an incidental benefit to membership in the association, provided that membership in such association entitles members to apply for insurance that is available only to members of the association.

SECTION 4. Any person subject to liability under this section shall be required to issue cards complying with the provisions of this section on July 1, 2001, or upon the issuance of a renewed card before July 1, 2002, whichever is later.

SECTION 5. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. This act shall take effect July 1, 2001, the public welfare requiring it.

On motion, Consumer and Employee Affairs Committee Amendment No. 1 was adopted.

Rep. Shepard moved that **House Bill No. 1183**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winingham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 519** -- Highways, Roads and Bridges - Designates Tennessee Technology Corridor by signage on Pellissippi Parkway. by *Bittle. (SB644 by *Burchett)

Rep. Bittle moved that House Bill No. 519 be reset for the Regular Calendar on May 9, 2001, which motion prevailed.

***House Bill No. 376** -- Local Government, General - Provides for sharing of proceeds from leases, loan agreements, sales contracts, or other operating contracts with public building authorities among all school districts in county. Amends TCA Title 12, Chapter 10. by *Overbey, *Johnson. (SB589 by *Miller J)

Rep. Overbey moved that House Bill No. 376 be reset for the Regular Calendar on May 9, 2001, which motion prevailed.

House Bill No. 234 -- Motor Vehicles, Titling and Registration - Revises procedure for allocation of funds produced from sale of Friends of Great Smoky Mountains specialty earmarked license plates. Amends TCA Section 55-4-271. by *Montgomery, *Bunch. (*SB171 by *Clabough, *Williams)

On motion, House Bill No. 234 was made to conform with **Senate Bill No. 171**; the Senate Bill was substituted for the House Bill.

Rep. Montgomery moved that **Senate Bill No. 171** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	99
Noes	0

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

A motion to reconsider was tabled.

***House Bill No. 304** -- Sexual Offenses - Redefines "material" to include any text or image on computer hard drive, computer disks, or other medium designed to store information for later retrieval. Amends TCA Title 39, Chapter 17, Part 10. by *McMillan. (SB294 by *Jackson)

On motion, House Bill No. 304 was made to conform with **Senate Bill No. 294**; the Senate Bill was substituted for the House Bill.

Rep. McMillan moved that **Senate Bill No. 294** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 818 -- Divorce, Annulment and Alimony - Redefines "marital property" for purposes of separation and final divorce. Amends TCA Section 36-4-121. by *McMillan. (*SB270 by *Cohen)

Rep. McMillan moved that House Bill No. 818 be passed on third and final consideration.

Rep. Chumney moved adoption of Children and Family Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 818 by deleting the amendatory language of Section 1 of the printed bill in its entirety and by substituting instead the following:

Section 36-4-121

(b)(1)(A) "Marital property" means all real and personal property, both tangible and intangible, acquired by either or both spouses during the course of the marriage up to the date of the final divorce hearing and owned by either or both spouses as of the date of filing of a complaint for divorce, except in the case of fraudulent conveyance in anticipation of filing, and including any property to which a right was acquired up to the date of the final divorce hearing, and valued as of a date as near as reasonably possible to the final divorce hearing date. In the case of a complaint for legal separation, the court may make a final disposition of the marital property either at the time of entering a order of legal separation or at the time of entering a final divorce decree, if any. If the marital property is divided as part of the order of legal separation, any property acquired by a spouse thereafter is deemed separate property of that spouse. All marital property shall be valued as of a date as near as possible to the date of entry of the order finally dividing the marital property.

On motion, Children and Family Affairs Committee Amendment No. 1 was adopted.

Rep. McMillan moved that **House Bill No. 818**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

House Bill No. 1136 -- Divorce, Annulment and Alimony - Creates injunctions to protect marital assets in separation and divorce situations. Amends TCA Section 36-4-106, by *McMillan. (*SB539 by *Cohen)

Rep. McMillan moved that House Bill No. 1136 be passed on third and final consideration.

Rep. Chumney moved adoption of Children and Family Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1136 by inserting the words "except on the sole ground of irreconcilable differences" between the word "separation" and the word "and" in the first sentence of subsection (d) of SECTION 1 of the printed bill and by deleting the words "or upon the filing of a petition for divorce upon the grounds of irreconcilable differences and the transmission of a copy to the other party even if the complaint is not served" in the third, fourth and fifth lines of subsection (d) of SECTION 1 of the bill.

AND FURTHER AMEND by deleting the word "or" between the words "dismissed" and "the" in the last line of subsection (d) of SECTION 1 of the printed bill and by substituting a comma (,) and deleting the colon at the end of the last line of subsection (d) of SECTION 1 of the bill and by adding the following: "or until the court modifies or dissolves the injunction:".

AND FURTHER AMEND by inserting the word "marital" between the words "any" and "property" in subdivision (d)(1)(A) of SECTION 1 of the printed bill.

AND FURTHER AMEND by adding the following at the end of subdivision (d)(1)(A) of Section 1 of the printed bill:

Nothing herein is intended to preclude either of the parties from seeking broader injunctive relief from the court.

AND FURTHER AMEND by deleting subsection (d)(4) of SECTION 1 of the printed bill in its entirety and by substituting instead the following:

(4) An injunction restraining both parties from relocating any children of the parties outside the state of Tennessee, or more than one hundred (100) miles from the marital home, without the permission of the other party or an order of the court, except in the case of a removal based upon a well-founded fear of physical abuse against either the fleeing parent or the child. In such cases, upon request of the nonrelocating parent, the court will conduct an expedited hearing, by phone conference if appropriate, to determine the reasonableness of the relocation and to make such other orders as appropriate.

On motion, Children and Family Affairs Committee Amendment No. 1 was adopted.

Rep. Chumney moved adoption of Children and Family Affairs Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1136 by deleting the punctuation “;” at the end of the first sentence of subsection (d) of SECTION 1 of the printed bill, as amended, and by substituting instead the following:

, written notice of which shall be served with the complaint:

On motion, Children and Family Affairs Committee Amendment No. 2 was adopted.

Rep. McMillan moved that **House Bill No. 1136**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 1137 -- Emergency Communications Districts - Requires members of local emergency communications districts to serve until replacement members are appointed; authorizes state emergency communications board to set rate structure sufficient to provide for expenses and maintenance of district. Amends TCA Section 7-86-105 and Section 7-86-304. by *McMillan. (*SB458 by *Rochelle)

On motion, House Bill No. 1137 was made to conform with **Senate Bill No. 458**; the Senate Bill was substituted for the House Bill.

Rep. McMillan moved that Senate Bill No. 458 be passed on third and final consideration.

On motion, Rep. U. Jones withdrew State and Local Government Committee Amendment No. 1.

Rep. McMillan moved that **Senate Bill No. 458** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

***House Bill No. 1378** -- Loan Companies and Short Term Lenders - Changes some qualifications for industrial loan and thrift companies; authorizes commissioner of financial institutions to ban certain individuals from industry; establishes new recordkeeping and disclosure requirements. Amends TCA Title 45, Chapters 5 and 13. by *Ford S, *Boyer. (SB1655 by *Elsa, *Atchley)

On motion, House Bill No. 1378 was made to conform with **Senate Bill No. 1655**; the Senate Bill was substituted for the House Bill.

Rep. Ford moved that Senate Bill No. 1655 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1655 by deleting Sections 9, 20 and 21 of the introduced bill in their entirety.

AND FURTHER AMEND by deleting Section 16 of the introduced bill in its entirety and by substituting instead the following:

SECTION 16. Tennessee Code Annotated, Section 45-13-106(a), is amended by deleting such subsection in its entirety and by substituting instead the following:

(a) At the time of filing of an application for a license, the applicant shall also file with the commissioner a surety bond payable to the state or an irrevocable letter of credit, in each case in a form to be approved by the commissioner, for the benefit of any person injured by the wrongful act, default, fraud or misrepresentation of the licensee or the licensee's employees, or both. If the applicant proposes to make or service mortgage loans, the surety bond or irrevocable letter of credit shall be in the amount of two hundred thousand dollars (\$200,000). For all applicants whose activities are limited to the brokering of mortgage loans, the surety bond or irrevocable letter of credit shall be in the amount of ninety thousand dollars (\$90,000). Only one (1) bond or letter of credit is required for any licensee, irrespective of the number of employees or offices of such license. A person licensed under this part on July 1, 2001, shall comply with the requirements of this subsection upon the filing of a renewal application on or before December 1, 2002.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Ford moved that **Senate Bill No. 1655**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Harwell, Head, Hood, Johnson, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives present and not voting were: Hargrove -- 1.

A motion to reconsider was tabled.

House Bill No. 1771 -- Campaigns and Campaign Finance - Regulates contributions on behalf of gubernatorial inauguration events; places limits on contributions and requires disclosure of significant contributions and expenditures. Amends TCA Title 2, Chapter 10. by *McMillan. (*SB1210 by *Cooper J)

Further consideration of House Bill No. 1771 previously considered on April 23, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Rep. McMillan moved that **House Bill No. 1771** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh – 99.

A motion to reconsider was tabled.

***House Bill No. 1410** -- Motor Vehicles - Requires department of safety, instead of revenue, to collect registration taxes, highway user fuel tax, and penalties from overweight certified weighers; requires commissioner of revenue to collect unpaid taxes or fines and retain 2 percent of amount for overhead. - TCA Sections 47-26-813, 55-4-113, 67-3-2301, 67-3-2302, 67-3-2303 and 67-3-2310. by *Davis (Cocke), *Ford S. (SB1688 by *Burchett, *Clabough, *Cohen)

Further consideration of House Bill No. 1410 previously considered on April 23, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

On motion, House Bill No. 1410 was made to conform with **Senate Bill No. 1668**; the Senate Bill was substituted for the House Bill.

Rep. Davis (Cocke) moved that **Senate Bill No. 1688** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0
Present and not voting	1

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

Representatives present and not voting were: Brooks -- 1.

A motion to reconsider was tabled.

***House Bill No. 1828** -- Private Protective Services - Removes requirement that armed private security guards/officers must obtain written directive from chief law enforcement officer in county in which they operate. Amends TCA Title 62, Chapter 35, Part 1. by *West. (SB1878 by *Rochelle)

Further consideration of House Bill No. 1828 previously considered on April 23, 2001, at which time it was objected to on the Consent Calendar and reset for today's Regular Calendar.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

Rep. West moved that House Bill No. 1828 be passed on third and final consideration.

Rep. Buttry moved the previous question, which motion prevailed.

Rep. West moved that **House Bill No. 1828** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes	18
Present and not voting	6

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Buck, Buttry, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ford, Fowlkes, Fraley, Garrett, Godsey, Goins, Hargett, Head, Hood, Kent, Kisber, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Montgomery, Mumpower, Newton, Overbey, Patton, Phelan, Phillips, Pleasant, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 73.

Representatives voting no were: Arriola, Briley, Brooks, Ferguson, Fitzhugh, Givens, Hargrove, Jones S, Jones U, Langster, Lewis, Miller, Odom, Pinion, Pruitt, Shaw, Towns, White -- 18.

Representatives present and not voting were: Brown, Caldwell, Hagood, Harwell, Johnson, Kernell -- 6.

A motion to reconsider was tabled.

House Bill No. 1173 -- Historical Sites and Preservation - Transfers jurisdiction and control of Chucalissa Indian Village and Museum from University of Memphis to department of environment and conservation. by *Cooper B, *Turner (Shelby), *Shaw, *Bowers, *Armstrong, *Jones U (Shelby), *Miller L, *Langster, *DeBerry L. (*SB1543 by *Dixon)

Further consideration of House Bill No. 1173 previously considered on April 23, 2001, at which time it was reset for today's Calendar.

BILL RE-REFERRED

Rep. Cooper moved that House Bill No. 1173 be re-referred to the House Finance, Ways and Means Committee, which motion prevailed.

***House Bill No. 467** -- Schools, Home - Requires parents whose children are being educated through satellite church-related home schools to advise local LEA when their children are withdrawn from such program. Amends TCA Section 49-6-3050. by *Maddox, *Fitzhugh. (SB1135 by *Herron)

Further consideration of House Bill No. 467 previously considered on April 23, 2001, at which time it was reset for today's Calendar.

Rep. Maddox moved that House Bill No. 467 be passed on third and final consideration.

Rep. McDonald moved the previous question, which motion prevailed.

WEDNESDAY, APRIL 25, 2001 – THIRTY-FIRST LEGISLATIVE DAY

Rep. Maddox moved that **House Bill No. 467** be passed on third and final consideration, which motion failed by the following vote:

Ayes	35
Noes	52
Present and not voting	8

Representatives voting aye were: Bowers, Briley, Buck, Caldwell, Cole (Carter), Cole (Dyer), Davidson, Davis (Cocke), DeBerry J, DeBerry L, Fitzhugh, Givens, Head, Jones U, Kent, Kisber, Maddox, McDonald, McMillan, Miller, Montgomery, Odom, Phelan, Pinion, Rinks, Roach, Sands, Shaw, Tidwell, Turner (Shelby), Turner (Davidson), Walker, Whitson, Winningham, Mr. Speaker Naifeh -- 35.

Representatives voting no were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Boyer, Bunch, Buttry, Chumney, Clem, Curtiss, Davis (Washington), Dunn, Ferguson, Ford, Fowlkes, Fraley, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Hood, Johnson, Kernell, Lewis, McCord, McDaniel, McKee, Mumpower, Overbey, Phillips, Pleasant, Rhinehart, Ridgeway, Rowland, Sargent, Scroggs, Sharp, Shepard, Stanley, Tindell, Todd, Towns, Vincent, West, Westmoreland, White, Windle, Wood -- 52.

Representatives present and not voting were: Bone, Brooks, Brown, Jones S, Langster, Newton, Pruitt, Williams -- 8.

Having failed to receive a constitutional majority, House Bill No. 467 was re-referred to the House Committee on Calendar and Rules.

House Bill No. 810 -- Landlord and Tenant - Allows landlord, under Uniform Residential Landlord Tenant Act, to use security deposit and advance rent to reimburse for monetary losses for breach of rental agreement as well as for damages; deletes requirement landlord wait 30 days before using such monies. Amends TCA Section 66-28-104 and Section 66-28-301. by *Arriola. (*SB1098 by *Haynes)

Further consideration of House Bill No. 810 previously considered on April 23, 2001, at which time it was reset for today's Calendar.

On motion, House Bill No. 810 was made to conform with **Senate Bill No. 1098**; the Senate Bill was substituted for the House Bill.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

Rep. Arriola moved that **Senate Bill No. 1098** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes98
 Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

House Bill No. 811 -- Landlord and Tenant - Allows landlord, under Uniform Residential Landlord Tenant Act, to charge late fee five days after date rent was due, counting due date, provided late fee can't be charged until next business day if first day late fee may be charged falls on weekend or legal holiday. Amends TCA Section 66-28-201(d). by *Arriola. (*SB1101 by *Haynes)

Further consideration of House Bill No. 811 previously considered on April 23, 2001, at which time it was reset for today's Calendar.

On motion, House Bill No. 811 was made to conform with **Senate Bill No. 1101**; the Senate Bill was substituted for the House Bill.

Rep. Arriola moved that **Senate Bill No. 1101** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
 Noes0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGE

***House Bill No. 732** -- Highways, Roads and Bridges - Deletes provision authorizing incumbent chief administrative officers on April 5, 1974 to succeed themselves in office without limitation as to number of terms. Amends TCA Section 54-7-104. by *Buck. (SB1086 by *Burks)

Senate Amendment No. 2

AMEND House Bill No. 732 By inserting the following language as new, appropriately designated sections immediately preceding the effective date section:

SECTION __. Tennessee Code Annotated, Section 54-7-104(b)(2), is amended by deleting from the population table the figures "30,400" and "30,500".

SECTION __. Tennessee Code Annotated, Section 54-7-104(b), is amended by adding the following language as a new, appropriately designated subdivision:

(9) In any county having a population of not less than thirty-seven thousand one hundred (37,100) nor more than thirty-seven thousand four hundred (37,400) according to the 2000 federal census or any subsequent federal census, the sole educational and experience qualification for the office of the chief administrative officer of the county department which builds and maintains roads of the county shall be a high school education or general equivalency diploma (GED).

Rep. Buck moved that House Bill No. 732 be reset for the Message Calendar on April 30, 2001, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 175** -- Traffic Safety - Authorizes private entity to conduct court-ordered driver education courses provided course is approved by department of safety and private entity meets requirements for private entities providing misdemeanor probation services; increases fee permitted for such course from \$50.00 to up to \$300. Amends TCA Section 55-10-301. by *Westmoreland. (SB1029 by *Ramsey)

Senate Amendment No. 1

AMEND House Bill No. 175 By deleting from the amendatory language of Section 1 the language "three hundred dollars (\$300)" and by substituting instead the language "one hundred fifty dollars (\$150)".

Rep. Westmoreland moved that the House nonconcur in Senate Amendment(s) No(s). 1 to **House Bill No. 175**, which motion prevailed.

Senate Amendment No. 3

AMEND House Bill No. 175 by adding the following language as a new subdivision to the amendatory language of Section 1:

(4) Each court clerk shall provide a list of approved entities in such county to any person ordered to attend a driver education or improvement course.

Rep. Westmoreland moved that the House concur in Senate Amendment(s) No(s). 3 to **House Bill No. 175**, which motion prevailed by the following vote:

Ayes96
Noes1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Brown, Buck, Bunch, Buttry, Caldwell, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Chumney -- 1.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 464** -- Metropolitan Government - Authorizes creation of special services district and imposition of ad valorem tax for purposes of public education when urban services district lies within two or more counties. Amends TCA Title 7, Chapter 2. by *Lewis. (SB1066 by *Burks)

Senate Amendment No. 1

AMEND House Bill No. 464 by adding the following language at the end of the amendatory language of Section 1:

This subdivision shall be and remain effective for any county which has not adopted a metropolitan form of government on the effective date of this act but which is in the process of creating a charter commission to create a metropolitan government if such county adopts such form of government by September 1, 2001. If a metropolitan government is not adopted in such county by September 1, 2001, then the provisions of this act shall cease to be effective on such date.

Rep. Lewis moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 464**, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Fitzhugh -- 1.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE MESSAGE

Senate Bill No. 137 -- Fireworks - Conforms present designation of Class C and Class B fireworks to current U. S. Department of Transportation designation as Fireworks 1.4G and 1.3G, accordingly. Amends TCA Title 67 and Title 68, Chapter 104, by *Cooper J. (*HB129 by *Lewis, *Hagood, *Wood, *Curtiss, *Ferguson, *Rhinehart, *Bone)

Rep. Lewis moved that the House refuse to recede from its action in adopting Amendment(s) No(s). 4 to **Senate Bill No. 137**, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 789 -- Judgments - Clarifies that judgment lien created by registration lasts for time remaining in 10-year period from date of judgment entry at county clerk's office. Amends TCA Title 25, Chapter 5, Part 1, by *Briley. (*SB1033 by *Ramsey)

Senate Amendment No. 2

AMEND House Bill No. 789 by deleting from the amendatory language of Section 1(a) of the printed bill the words and punctuation "from date of judgment entry in the court clerk's office." and by substituting instead the following:

from the date of final judgment entry in the court clerk's office.

Rep. Briley moved that the House concur in Senate Amendment(s) No(s). 2 to **House Bill No. 789**, which motion prevailed by the following vote:

Ayes96
 Noes1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Brown -- 1.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 290 -- Taxes, Ad Valorem - Deletes extension of due date of property taxes for member of armed forces serving in war. Amends TCA Title 67. by *Sharp. (*SB14 by *Fowler)

Senate Amendment No. 1

AMEND House Bill No. 290 by deleting Section 2 of the printed bill in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 67-4-113, is amended by deleting the language and punctuation "67-5-2011," wherever it appears.

Rep. Sharp moved that the House concur in Senate Amendment(s) No(s). 1 to **House Bill No. 290**, which motion prevailed by the following vote:

Ayes95
 Noes2

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Wood, Mr. Speaker Naifeh -- 95.

Representatives voting no were: Brooks, Chumney -- 2.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. West moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 303 out of order, which motion prevailed.

House Joint Resolution No. 303 -- Memorials, Death - Benjamin Franklin Meeker. by *West.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. West, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. West moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 304 out of order, which motion prevailed.

House Joint Resolution No. 304 -- Memorials, Recognition - Jimmy Edwards. by *West.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. West, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 96: Rep(s). Langster as prime sponsor(s).

House Bill No. 145: Rep(s). L. DeBerry as prime sponsor(s).

House Bill No. 452: Rep(s). Langster as prime sponsor(s).

House Bill No. 525: Rep(s). Bunch as prime sponsor(s).

House Bill No. 556: Rep(s). Odom as prime sponsor(s).

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House Bill No. 628: Rep(s). Chumney as prime sponsor(s).

House Bill No. 838: Rep(s). Walker as prime sponsor(s).

House Bill No. 1334: Rep(s). Patton, Walker and Black as prime sponsor(s).

House Bill No. 1598: Rep(s). Armstrong as prime sponsor(s).

House Bill No. 1731: Rep(s). Walker as prime sponsor(s).

House Bill No. 1802: Rep(s). Bittle as prime sponsor(s).

House Bill No. 1843: Rep(s). Rinks as prime sponsor(s).

House Bill No. 1930: Rep(s). Kisber as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Patton was/were removed as sponsor(s) of **House Bill No. 1913**.

BILLS REFERRED

April 25, 2001

Pursuant to **Rule No. 44**, the following bill(s) was/were referred to the following Committee(s):

***House Bill No. 1964** -- Naming and Designating – House Finance, Ways and Means Committee

***House Bill No. 1978** -- Naming and Designating – House Finance, Ways and Means Committee

***House Bill No. 1991** -- Appropriations – House Finance, Ways and Means Committee

ENGROSSED BILLS

April 25, 2001

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 818, 1136, 1183, 1771, 1828, also, House Joint Resolution(s) No(s). 280, 281, 282, 283, 284, 285, 287, 288, 289, 290, 291, 292, 293, 294, 303 and 304.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

April 25, 2001

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 59 and 60; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

April 25, 2001

The Speaker signed the following: House Resolution(s) No(s). 59 and 60.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

April 25, 2001

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 63, 205, 206, 207, 208, 211, 212, 213, 214, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 238, 239, 240 and 264, with his approval.

JAY BALLARD, Counsel to the Governor.

CONSENT CALENDAR

April 25, 2001

The following local bills have been placed on the Consent Calendar for **April 26, 2001**: House Bill(s) No(s). 1998.

ROLL CALL

The roll call was taken with the following results:

Present98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

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RECESS MOTION

On motion of Rep. Davidson, the House stood in recess until 9:00 a.m., Thursday, April 26, 2001.